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1 CHAIRPERSON:

2 DONOVAN W. ANDERSON, Presiding

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4 OTHER PERSONS PRESENT:

5 NICK ALBERTI, BOARD MEMBER

6 JAMES SHORT, BOARD MEMBER

7 MIKE SILVERSTEIN, BOARD MEMBER

8 RUTHANNE MILLER, BOARD MEMBER

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1 P R O C E E D I N G S

2 4:58 P.M. LEGAL AGENDA

3 CHAIRPERSON ANDERSON: All right we're  
4 back on the record. We're going to do now our  
5 legal agenda. The first matter on the legal  
6 agenda is the review of Pearl Dive Oyster  
7 Palace/Black Jack's motion to dismiss their  
8 protest of ANC 2F on Black Jack, license #085382.  
9 This matter is moot.

10 The next matter on our agenda is to  
11 review a Room 11 request to change its off-site  
12 storage location, Room 11. License #079658. I  
13 make a motion that this matter be approved. Is  
14 there a second?

15 MR. ALBERTI: Second.

16 CHAIRPERSON ANDERSON: Mr. Alberti  
17 seconded the motion. Those in favor say aye.  
18 (Chorus of ayes.) Those opposed? (N.o audible  
19 response.) The matter passed 3-zero-zero.

20 The next matter is the review of  
21 emergency of proposed rulemaking for the Glover  
22 Park Moratorium Zone. I make a motion that this

1 matter be approved. Is there a second?

2 MR. ALBERTI: Second.

3 CHAIRPERSON ANDERSON: Mr. Alberti  
4 seconded the motion. Those in favor say aye.  
5 (Chorus of ayes.) Those opposed? (No audible  
6 response.) The matter passed 3-zero-zero.

7 The next matter is the review of  
8 emergency rulemaking for the Glover Park  
9 Moratorium Zone. The emergency rule expires on  
10 August 18, 2016. I make a motion that this  
11 matter be approved. Is there a second?

12 MR. SILVERSTEIN: Second.

13 CHAIRPERSON ANDERSON: Mr. Silverstein  
14 has seconded the motion. Those in favor say aye.  
15 (Chorus of ayes.) Those opposed? (No audible  
16 response.) The matter passed 5-zero-zero.

17 We then move to our supplementary legal  
18 agenda. The first matter on our supplementary  
19 legal agenda is the review of first amendment to  
20 the settlement agreement between Sol Mexican  
21 Grill and ANC 6A, Sol Mexican Grill, license  
22 #092192. I make a motion that this matter be

1 approved. Is there a second?

2 MR. ALBERTI: Second.

3 CHAIRPERSON ANDERSON: Mr. Alberti  
4 seconded the motion. Those in favor say aye.  
5 (Chorus of ayes.) Those opposed? (No audible  
6 response.) The matter passed 5-zero-zero.

7 The next matter for review is Fire in the  
8 Kalorama Triangle Historic District PowerPoint  
9 presentation submitted by Kisa Drazin, Trustee,  
10 The Bernice J. Drazin Trust. This matter is an  
11 FYI.

12 The next matter is the review of the  
13 notice of emergency rulemaking for the Pub  
14 Crawls. The emergency expires on April -- on  
15 August 4th, 2016. I make a motion that this  
16 matter be approved. Is there a second?

17 MS. MILLER: Second.

18 CHAIRPERSON ANDERSON: Ms. Miller  
19 seconded the motion. All in favor say aye.  
20 (Chorus of ayes.) Those opposed? (No audible  
21 response.) The matter passed 5-zero-zero.

22 The next matter is the review of a letter

1 from Commissioner Meredith Fascett, ANC 6D-01  
2 expressing her concerns regarding Bardo LLC  
3 application for new manufacturer's license, Bardo  
4 River Brewery, license #103291. This is an FYI  
5 for the board.

6 We now move to our licensing agenda. The  
7 first matter on our licensing agenda is a request  
8 for change of hours for Mama Ayeslta's Calvert  
9 Restaurant, license #000753. I make a motion  
10 that this matter be placarded. Is there a  
11 second?

12 MR. SHORT: Second.

13 CHAIRPERSON ANDERSON: Mr. Short has  
14 seconded the motion. Those in favor say aye.  
15 (Chorus of ayes.) Those opposed? (No audible  
16 response.) The matter passed 5-zero-zero.

17 The next matter is a review of a request  
18 for change of hours for Orange Spoon, license  
19 #102373. I make a motion that this matter be  
20 approved. Is there a second?

21 MR. SILVERSTEIN: Second.

22 CHAIRPERSON ANDERSON: Mr. Silverstein

1 has seconded the motion. Those in favor say aye.  
2 (Chorus of ayes.) Those opposed? (No audible  
3 response.) The matter passes 5-zero-zero.

4 CHAIRPERSON ANDERSON: The next matter is  
5 a review of change -- review of request for  
6 change of hours for Ted's Bulletin, license  
7 #082569. I make a motion that this matter be  
8 approved. Is there a second?

9 MR. ALBERTI: Second.

10 CHAIRPERSON ANDERSON: Mr. Alberti has  
11 seconded the motion. Those in favor say aye.  
12 (Chorus of ayes.) Those opposed? (No audible  
13 response.) The matter passed 5-zero-zero.

14 The next matter is to review application  
15 for Summer Garden with Seating for 18 patrons ANC  
16 1B and Declaration, license #099556. I make a  
17 motion that this matter be placarded. Is there a  
18 second?

19 MR. SHORT: Second.

20 CHAIRPERSON ANDERSON: Mr. Short has  
21 seconded the motion. Those in favor say aye.  
22 (Chorus of ayes.) Those opposed? (No audible

1 response.) The matter passed 5-zero-zero.

2 The next matter is review an application  
3 for entertainment endorsement to offer live  
4 entertainment for Abakedjoint, license #097479.  
5 I make a motion that this matter be approved. Is  
6 there a second?

7 MR. ALBERTI: Second.

8 CHAIRPERSON ANDERSON: Mr. Alberti  
9 seconded the motion. Those in favor say aye.  
10 (Chorus of ayes.) Those opposed? (No audible  
11 response.) The matter passed 5-zero-zero.

12 We now move to our supplementary  
13 licensing agenda. The first matter on our  
14 supplementary license agenda is review  
15 application for safekeeping of license, original  
16 request, for Argonaut, license #072672. I make a  
17 motion that this matter be extended -- that this  
18 request be approved through September 30, 2016.  
19 Is there a second?

20 MR. ALBERTI: Second.

21 CHAIRPERSON ANDERSON: Mr. Alberti  
22 seconded the motion. All in favor say aye.



1 (Chorus of ayes.) Those opposed? (No audible  
2 response.) The matter passed 5-zero-zero.

3 The next matter is to review a request to  
4 add cover charge for existing entertainment  
5 endorsement for Penthouse Pool and Lounge,  
6 license #093303. I make a motion that this  
7 matter be approved. Is there a second?

8 MR. SILVERSTEIN: Second.

9 CHAIRPERSON ANDERSON: Mr. Silverstein  
10 has seconded the motion. Those in favor say aye.  
11 (Chorus of ayes.) Those opposed? (No audible  
12 response.) The matter passed 5-zero-zero.

13 We now move to our secondary licensing  
14 agenda. The first matter on our second  
15 supplementary license agenda is to review  
16 application for floor plans for a new full  
17 service grocery store for Wagshal's, license  
18 #101706. I make a motion that this matter be  
19 placarded. Is there a second?

20 MS. MILLER: Second.

21 CHAIRPERSON ANDERSON: Ms. Miller  
22 seconded the motion. Those in favor say aye.

1 (Chorus of ayes.) Those opposed? The matter  
2 passed 5-zero-zero.

3 The next matter is a review of  
4 application for summer garden with seating for  
5 346 patrons for the Washington D.C. Marriott  
6 Wardman Park Hotel, license #073292. I make a  
7 motion that this matter be approved. Is there a  
8 second?

9 MR. ALBERTI: Second.

10 CHAIRPERSON ANDERSON: Mr. Alberti  
11 seconded the motion. Those in favor say aye.  
12 (Chorus of ayes.) Those opposed? (No audible  
13 response.) The matter passed 5-zero-zero.

14 We now move to our cancellation agenda.  
15 The first matter on our cancellation agenda is to  
16 cancel the license for DC 3 license #086701. I  
17 make a motion that the request to cancel the  
18 license be approved.

19 Is there a second?

20 MR. SHORT: Second.

21 CHAIRPERSON ANDERSON: Mr. Short has  
22 seconded the motion. Those in favor say aye.

1 (Chorus of ayes.) Those opposed? (No audible  
2 response.) The matter passed 5-zero-zero.

3 As chairperson of the Alcoholic Beverage  
4 Control Board for the District of Columbia and in  
5 accordance with D.C. section 2574 B Closed  
6 Meetings and 2574 Notice of Meetings of the Open  
7 Meetings Act, I move that the ABC Board hold a  
8 closed meeting on August 3, 2016, for the purpose  
9 of discussing and hearing reports concerning  
10 ongoing or planned investigations of alleged  
11 criminal or civil misconduct or violations of law  
12 or regulations and seeking legal advice from our  
13 counsel on the Board's investigative, legal and  
14 licensing agenda for August 3, 2016, as published  
15 in the D.C. Registry on August 5th, 2016. Is  
16 there a second?

17 MR. SHORT: Second.

18 CHAIRPERSON ANDERSON: Mr. Short has  
19 seconded the motion. I will now take a roll call  
20 vote on the motion before us now that it has been  
21 seconded. Ms. Miller?

22 MS. MILLER: Agree.

1 CHAIRPERSON ANDERSON: Mr. Alberti?

2 MR. ALBERTI: I agree.

3 CHAIRPERSON ANDERSON: Mr. Short?

4 MR. SHORT: I agree.

5 CHAIRPERSON ANDERSON: Mr. Silverstein?

6 MR. SILVERSTEIN: I agree.

7 CHAIRPERSON ANDERSON: Mr. Anderson? I  
8 agree. It appears that the motion has passed 5-  
9 zero. I hereby give notice that the ABC Board  
10 will hold this aforementioned closed meeting.  
11 Pursuant to the Open Meetings Act, notice will  
12 also be posted on the ABC Board here on the  
13 room's bulletin Board, placed on the electronic  
14 calendar on ABRA's website and published in the  
15 D.C. Register in as timely a manner as practical.  
16 It is now 5:08 and we are adjourned for the day.  
17 Thank you.

18 (Whereupon the above-entitled matter was  
19 concluded.)